

First Regular Session 112th General Assembly (2001)

PRINTING CODE. Amendments: Whenever an existing statute (or a section of the Indiana Constitution) is being amended, the text of the existing provision will appear in this style type, additions will appear in **this style type**, and deletions will appear in ~~this style type~~.

Additions: Whenever a new statutory provision is being enacted (or a new constitutional provision adopted), the text of the new provision will appear in **this style type**. Also, the word **NEW** will appear in that style type in the introductory clause of each SECTION that adds a new provision to the Indiana Code or the Indiana Constitution.

Conflict reconciliation: Text in a statute in *this style type* or ~~this style type~~ reconciles conflicts between statutes enacted by the 2000 General Assembly.

HOUSE ENROLLED ACT No. 1629

AN ACT concerning local government.

Be it enacted by the General Assembly of the State of Indiana:

SECTION 1. P.L.109-1997, SECTION 4, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JUNE 30, 2001]: (a) As used in this SECTION, "commission" refers to the county government study commission established by subsection (b).

(b) The county government study commission is established.

(c) The commission consists of ~~twenty (20)~~ **twenty-four (24)** members who are appointed as follows:

(1) Four (4) members appointed by the speaker of the house of representatives from among members of the house of representatives. However, not more than two (2) of the appointments may be from the same political party.

(2) Four (4) members appointed by the president pro tempore of the senate from among members of the senate. However, not more than two (2) of the appointments may be from the same political party.

(3) ~~Six (6)~~ **Eight (8)** members, not more than ~~three (3)~~ **four (4)** of whom are from the same political party, appointed by the president pro tempore of the senate as follows:

(A) One (1) member who is a county commissioner, representing the executive branch of county government.

(B) One (1) member who is a county sheriff.

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(C) One (1) member who is a county treasurer.

(D) One (1) member who is a county auditor.

(E) One (1) member who is a county surveyor.

(F) One (1) member who is a county assessor.

(G) Two (2) lay members.

(4) ~~Six (6)~~ **Eight (8)** members, not more than ~~three (3)~~ **four (4)** of whom are from the same political party, appointed by the speaker of the house of representatives as follows:

(A) One (1) member who is a county commissioner, representing the legislative branch of county government.

(B) One (1) member who is a member of a county council.

(C) One (1) member who is a circuit court clerk.

(D) One (1) member who is a county recorder.

(E) One (1) member who is a township trustee.

(F) One (1) member who is a county councilman from a county council that has legislative powers.

(G) Two (2) lay members.

(d) The chairman of the legislative council shall appoint the chairman and vice chairman of the commission. However, the chairman and vice chairman:

(1) may not be members of the same political party;

(2) may not be from the same house of the general assembly; and

(3) must be appointed from a different house of the general assembly each year.

(e) The chairman must call the first meeting of the commission not later than September 1, 1997.

(f) The commission shall study the following:

(1) How to improve the effectiveness and efficiency of county government by examining the functions and duties associated with all elected county officials and departments of county government. The commission shall focus on how these functions and duties relate to the functions and duties of other elected county officials, departments of county government, and other state and local governmental entities.

(2) The functions and duties of elected county officials and departments of county government that should be more clearly defined by statute to avoid disputes over allocation of power in county government.

(3) The functions and duties of elected county officials and departments of county government that should be eliminated, altered, or reassigned to other elected county officials, departments of county government, or other state or local

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governmental entities.

~~(4) The functions and duties of county commissioners in Lake County and St. Joseph County and how their legislative and executive powers compare to county commissioners in other counties.~~

(g) The commission shall submit an annual report to the general assembly not later than November 1 of each year. The report must include the following:

- (1) A summary of the commission's annual activity and recommendations, including public testimony and research that supports the commission's recommended changes.
- (2) Recommendations for statutory changes, including a draft of legislation implementing the recommended changes.
- (3) A fiscal analysis of the cost to state and local governments to implement the commission's recommended changes.

(h) The commission shall operate under the rules and procedures of the legislative council. Members of the commission are entitled to per diem and travel allowances in the same amounts as the legislative council provides for members of interim study committees.

(i) The legislative services agency shall provide staff support for the commission. However, the legislative services agency may not expend more than forty-eight thousand dollars (\$48,000) each year to provide staff support to the commission.

(j) This SECTION expires ~~June 30, 2001~~ **November 1, 2003**.

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Speaker of the House of Representatives

President of the Senate

President Pro Tempore

Approved: _____

Governor of the State of Indiana

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